

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

MAR 15 2017

Appeal from Abbeville County
Honorable Eugene C. Griffith, Circuit Court Judge

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

RICKEY SANTOINE HENLEY,

APPELLANT

**DESIGNATION OF MATTER TO BE
INCLUDED IN RECORD ON APPEAL**

Appellant proposes the following be included in the Record on Appeal:

- (1) Transcript of first trial held April 8-9, 2015, in its entirety;
- (2) Defendant's Motion to Quash the Indictment Based on Double Jeopardy;
- (3) Transcript of retrial trial held April 4-6, 2016, in its entirety;
- (4) Second Trial State's Exs. 11-12 (photos of cigarette butt);
- (5) Second Trial Court's Ex. 2 (testimony of Jolene Gray);
- (6) Second Trial Court's Ex. 4 (indictment reflecting prior acquittal);
- (7) Second Trial Court's Ex. 5 (jury note); and
- (8) True-billed indictment for burglary.

I certify that this designation contains no matter which is irrelevant to this appeal.

March 15, 2017.



Laura R. Baer
Appellate Defender

South Carolina Commission on Indigent
Defense
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Columbia, SC 29211-1589
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ATTORNEY FOR APPELLANT

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the Initial Brief of Appellant and Designation of Matter in the above referenced case has been served upon J. Benjamin Aplin, Esquire, at the Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201; and a copy of the Initial Brief of Appellant and Designation of Matter have been served on Rickey Henley, at Lieber Correctional Institution, PO Box 205, Ridgeville, SC 29472, this 15th day of March, 2017.



Laura R. Baer
Appellate Defender
ATTORNEY FOR APPELLANT

SUBSCRIBED AND SWORN TO before me
this 15th day of March, 2017.

 (L.S)

Notary Public for South Carolina

My Commission Expires: July 3, 2023